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**Title:** Approval of Agreement between the City of Fresno and the Fresno Council of Governments for Overall Work Program Planning Services

**Sponsors:** Office of Mayor & City Manager

**Indexes:**

**Code sections:**

**Attachments:** 1. Agreement bet COF & FCCOG re OWP FINAL 12.7.17 Agenda.pdf

Date	Ver.	Action By	Action	Result
12/7/2017	1	City Council	approved	Pass

**REPORT TO THE CITY COUNCIL**

**December 7, 2017**

**FROM:** BRUCE RUDD, Interim Assistant City Manager  
Office of the Mayor & City Manager

**THROUGH:** WILMA QUAN-SCHECTER, City Manager  
Office of the Mayor & City Manager

**SUBJECT**

Approval of Agreement between the City of Fresno and the Fresno Council of Governments for Overall Work Program Planning Services

**RECOMMENDATION**

Staff recommends that Council approve the Agreement between the City of Fresno and the Fresno Council of Governments for Overall Work Program Planning Services.

**EXECUTIVE SUMMARY**

The Fresno Council of Governments (FCOG) is the designated by the United States Department of Transportation as the county’s Metropolitan Planning Organization (MPO) and as the Regional Transportation Planning Agency (RTPA) by the State of California as the designated MPO/RTPA. As

such, the FCOG is responsible for conducting various transportation planning studies, analysis, and reporting on various transportation related activities within the region.

On August 29, 1991, the City of Fresno entered into an agreement with the FCOG related to work being conducted by a member agency in support of the FCOG's annual Overall Work Program (OWP). Recently, a review by the United States Department of Transportation determined that the existing Agreement between the City of Fresno and the FCOG needs to be updated to reflect various changes to applicable federal codes, regulations, requirements, etc. As such, the recitals contained in the new Agreement have been amended to reflect the changes in federal law. All the other terms and conditions of the Agreement, including those pertaining to the manner in which an agency is reimbursed for work performed on behalf of the FCOG are materially the same as those contained in the 1991 Agreement.

## **BACKGROUND**

FCOG is designated by the United States Department of Transportation as the County's Metropolitan Planning Organization (MPO) and as the Regional Transportation Planning Agency (RTPA) by the State of California. As the designated MPO/RTPA, the FCOG is responsible for conducting various transportation planning studies, analysis, and reporting on various transportation related activities within the region. The FCOG is also responsible for developing the County's Regional Transportation Plan, which is used to identify future capital improvements, as well as administer a number of federal and state transportation grant programs. The City of Fresno, as is the case with all the other incorporated cities within Fresno County, is a member of the FCOG.

On August 29, 1991, the City of Fresno, as well as other cities within Fresno County, entered into an agreement with the FCOG related to work being conducted in support of its OWP. The OWP is essentially the FCOG's work plan that is adopted annually by the FCOG Executive Board.

The original Agreement codified the role of the FCOG, as well as other topics including, but not limited to, the role of the FCOG, the cooperative relationship between the FCOG and its member agencies, as well as the manner in which a member agency would be reimbursed for work performed on behalf of the FCOG in accordance with adopted OWP. These provisions define what is reimbursable, as well as the contractual relationship between the parties, whenever a member agency is contracted by the FCOG to perform work in accordance with the scope of work contained in the OWP.

As a result of a recent review by the United States Department of Transportation, the existing Agreement between the City of Fresno and the FCOG needs to be updated to reflect changes to various federal codes, regulations, requirements, etc. As such, the recitals contained in the new Agreement have been amended to reflect the various changes in federal law. All the other terms and conditions of the new Agreement are materially the same as those contained in the 1991 agreement.

## **ENVIRONMENTAL FINDINGS**

This approval is not a project for the purposes of CEQA pursuant to CEQA Guideline section 15378.

## **LOCAL PREFERENCE**

N/A

## **FISCAL IMPACT**

There is no fiscal impact associated with the approval of this Agreement.

Attachment: Agreement